

Declaration, Power Of Attorney and Petition

Page 1 of 3

WE (I) the undersigned inventor(s), hereby declare(s) that:

My residence, post office address and citizenship are as stated below next to my name,

We (I) believe that we are (I am) the original, first, and joint (sole) inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled

Methods for Treating Cancers and Restenosis with p21

the specification of which

☒ is attached hereto.

☐ was filed on _____ as

Application Serial No. _____

and amended on _____.

☐ was filed as PCT international application

Number _____

on _____,

and was amended under PCT Article 19

on _____ (if applicable).

We (I) hereby state that we (I) have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We (I) acknowledge the duty to disclose information known to be material to the patentability of this application as defined in Section 1.56 of Title 37 Code of Federal Regulations.

We (I) hereby claim foreign priority benefits under Section 119 of Title 35 United States Code, of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Application No.	Country	Day/Month/Year	Priority Claimed
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No

009160-68839960

We (I) hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

(Application Number)

(Filing Date)

(Application Number)

(Filing Date)

We (I) hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

Application Serial No.

Filing Date

Status (pending, patented,
abandoned)

And we (I) hereby appoint: Norman F. Oblon, Registration Number 24,618; Marvin J. Spivak, Registration Number 24,913; C. Irvin McClelland, Registration Number 21,124; Gregory J. Maier, Registration Number 25,599; Arthur I. Neustadt, Registration Number 24,854; Richard D. Kelly, Registration Number 27,757; James D. Hamilton, Registration Number 28,421; Eckhard H. Kuesters, Registration Number 28,870; Robert T. Pous, Registration Number 29,099; Charles L. Gholz, Registration Number 26,395; Vincent J. Sunderdick, Registration Number 29,004; William E. Beaumont, Registration Number 30,996; Steven B. Kelber, Registration Number 30,073; Robert F. Gnuse, Registration Number 27,295; Jean-Paul Lavalleye, Registration Number 31,451; William B. Walker, Registration Number 22,498; Timothy R. Schwartz, Registration Number 32,171; Stephen G. Baxter, Registration Number 32,884; Martin M. Zoltick, Registration Number 35,745; Robert W. Hahl, Registration Number 33,893; and Richard L. Treanor, Registration Number 36,379; our (my) attorneys, with full powers of substitution and revocation, to prosecute this application and to transact all business in the Patent Office connected therewith; and we (I) hereby request that all correspondence regarding this application be sent to the firm of OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, P.C., whose Post Office Address is: Fourth Floor, 1755 Jefferson Davis Highway, Arlington, Virginia 22202.

We (I) declare that all statements made herein of our (my) own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

✓ Gary J. Nabel
NAME OF FIRST SOLE INVENTOR

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Signature of Inventor

Citizen of: United States

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Date

7/22/95

Zhi-yong Yang
NAME OF SECOND JOINT INVENTOR

Signature of Inventor

Date _____

Elizabeth G. Nabel
NAME OF THIRD JOINT INVENTOR

Signature of Inventor

Date _____

NAME OF FOURTH JOINT INVENTOR

Signature of Inventor

Date _____

NAME OF FIFTH JOINT INVENTOR

Signature of Inventor

Date _____

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Residence: _____

Citizen of: _____
Post Office Address: _____

Residence: _____

Citizen of: _____
Post Office Address: _____

"Express Mail" mailing label number EL576623106US

Date of Deposit September 18, 2000.

Case No. 8642/91

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF:

Nabel et al.

SERIAL NO: Not Yet Assigned

FILED: Herewith

FOR: KITS FOR SITE-SPECIFICALLY

TRANSFORMING CELLS IN VIVO

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Examiner: P. Paras

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Group Art Unit: 1635

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ASSOCIATE POWER OF ATTORNEY

Commissioner for Patents

Washington, D.C. 20231

Dear Sir:

I, K. Shannon Mrksich, am attorney of record for the subject patent application. I hereby authorize the following Patent Agent to prosecute said patent application and to transact all business in the Patent and Trademark Office connected therewith:

Thomas J. Wrona (44,410).

Please address all correspondence to K. Shannon Mrksich in care of:

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NBC Tower, Suite 3600
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Signature

Shannon Mrksich

Date: September 18, 2000

Name:

K. Shannon Mrksich, Esq.

Reg. No.

36,675

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0966389 091800

"Express Mail" mailing label number EL576623106US

Date of Deposit: September 18, 2000

Our Case No. 8642/91

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
APPLICATION FOR UNITED STATES LETTERS PATENT

INVENTOR:

Gary J. Nabel
Elizabeth G. Nabel
Zhi-yong Yang

TITLE:

METHODS FOR TREATING
CANCERS AND RESTENOSIS WITH
p21

AGENT:

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